

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA

THIRD JUDICIAL DISTRICT AT ANCHORAGE

STATE OF ALASKA, )  
)  
Plaintiff, )  
)  
vs. )  
)  
JAMES MARTIN MARQUEZ, )  
)  
Defendant. )  
\_\_\_\_\_ )

Appeal No. A-11925  
Case No. 3AN-12-03395 CR

**NOTICE OF LACK OF MEDICAL RECORDS**

On March 11, 2021, the Court of Appeals remanded this matter to the Anchorage Superior Court, Judge Andrew Peterson, to order “production of any records of an abortion performed on the victim from January 1, 2012 through April 9, 2012 at either Anchorage Planned Parenthood or the Alaska Women’s Health Center in Anchorage.” The order further instructed, “[i]f any such records are provided to the court, they shall be sealed, and the court shall review them *in camera*. . . . If no such records exist at either of the two facilities, . . . then the superior court shall notify us of this fact and this case shall be closed.” At this time, the superior court has received notice from both healthcare providers that they possess no medical records for the victim during the period in question.

Upon Judge Peterson’s order, defense counsel served representatives for both Anchorage Planned Parenthood and Alaska Women’s Health with a subpoena requesting the above-described records. On August 24, 2021 the superior court received notice from

Planned Parenthood that no records existed for the victim in this case. On November 2, 2021 the superior court received notice from Alaska Women's Health that no records existed for the victim in this case. Therefore, as instructed by the Court of Appeals' prior order, this court provides this notice to allow the case to be closed.

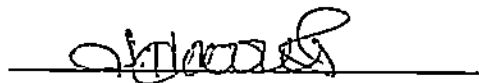
Dated this 1<sup>st</sup> day of November, 2021, at Anchorage, Alaska.



ANDREW PETERSON  
Superior Court Judge

I certify that on 11/8/2021 a copy of the above was delivered to:

T. Bordon  
L. Bartnitskaia  
Clerk of Appellate Courts



T. Harris, Judicial Assistant